

JOURNAL OF THE HOUSE.

Wednesday, August 2, 2006.

Met according to adjournment, at eleven o'clock A.M., in an Informal Session, with Mr. Donato of Medford in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

Prayer was offered by the Reverend Robert F. Quinn, C.S.P., Chaplain of the House, as follows:

Prayer.

God of Goodness and Truth, we turn our thoughts and attention to You and ask for Your guidance. Inspire us to open our hearts and minds to You and Your ways as we struggle to serve the best interests of the people and our constituents who depend upon our sound judgements and decisions. Help us to continue building safe, stable, family friendly and prosperous communities in which traditional human and spiritual values are recognized and respected.

Grant Your blessings to the Speaker, the members and employees of this House and their families. Amen.

Pledge of
allegiance.

At the request of the Chair (Mr. Donato), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag.

Appointment of the Speaker.

MassHealth
demonstration
waivers.

The Speaker announced that he had appointed Representative Walrath of Stow as his designee (under section 112 of chapter 58 of the Acts of 2006) to serve with the Secretary of Health and Human Services in seeking an amendment to the MassHealth demonstration waiver granted by the United States Department of Health and Human Services, in order to implement the provisions of said chapter.

Resolutions.

The following resolutions (filed with the Clerk) were referred, under Rule 85, to the committee on Rules:

Charles River
ARC.

Resolutions (filed by Mrs. Harkins of Needham) congratulating Charles River ARC on the occasion of its fiftieth anniversary; and

Marine Corps
League.

Resolutions (filed by Mr. Murphy of Burlington) recognizing the eighty-third national convention of the Marine Corps League;

Mrs. Parente of Milford, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of the rules, in each instance, on motion of Ms. Wolf of Cambridge, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Petitions.

Petitions severally were presented and referred as follows:

Meridyth L.
Reith,
sick leave.

By Mr. Carron of Southbridge, petition (subject to Joint Rule 12) of Mark J. Carron and Richard T. Moore for legislation to establish a sick leave bank for Meridyth L. Reith, an employee of the office of the Fire Marshal of the Commonwealth.

By the same member, petition (subject to Joint Rule 12) of Mark J. Carron (by vote of the town) for legislation to authorize the Secretary of the Commonwealth to place on the state election ballot in the town of East Brookfield in the current year the filling of a vacancy in the office of the board of selectmen of said town.

East
Brookfield,
election
ballot.

Severally, under Rule 24, to the committee on Rules.

Papers from the Senate.

The House Bill authorizing the conveyance of a certain parcel of land in the city of Boston (House, No. 4801) came from the Senate passed to be engrossed, in concurrence, with an amendment striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 2689; and striking out the title and inserting in place thereof the following title: "An Act authorizing the conveyance of certain parcels of land in the city of Boston".

Boston,
Expressway
Motors LLC.

Under suspension of Rule 35, on motion of Mr. Walsh of Boston, the amendment (reported by the committee on Bills in the Third Reading to be correctly drawn) was considered forthwith; and it was adopted, in concurrence.

Reports of Committees.

By Mr. Scaccia of Boston, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the petition of Robert M. Koczera and Mark C. Montigny for legislation to designate the overpass on Route 195 over Route 140 in the city of New Bedford as the George Evangelos Patisteas Memorial Overpass. Under suspension of the rules, on motion of Mr. Koczera of New Bedford, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Transportation. Sent to the Senate for concurrence.

New Bedford,
Patisteas
Overpass.

By Ms. Kaprielian of Watertown, for the committee on Municipalities and Regional Government, on a petition, a Bill relative to the town manager of the town of Weston (House, No. 4861) [Local Approval Received].

Weston,
town
manager.

By the same member, for the same committee, on a petition, a Bill authorizing the town of Westborough to release an easement over land (House, No. 4862) [Local Approval Received].

Westborough,
easement.

By the same member, for the same committee, on a petition, a Bill relative to the board of the health of the town of North Andover (House, No. 4863) [Local Approval Received].

North Andover,
board of
health.

By the same member, for the same committee, on a petition, a Bill relative to the stabilization fund of the town of Hopkinton (House, No. 4868) [Local Approval Received].

Hopkinton,
stabilization
fund.

By the same member, for the same committee, on a petition, a Bill providing for an elected board of public works in the town of Hopkinton (House, No. 4869) [Local Approval Received].

Hopkinton,
public works.

By the same member, for the same committee, on a petition, a Bill authorizing the town of Carver to appoint new members to the conservation commission (House, No. 5078) [Local Approval Received].

Carver,
conservation
commission.

Boston,

contracting.

By the same member, for the same committee, on a petition, a Bill for a special law re: certain contracting procedures in the city of Boston (House, No. 5129) [Local Approval Received].

Swansea
Water
District.

By the same member, for the same committee, on a petition, a Bill relative to the Swansea Water District (House, No. 5179).

Severally read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Yacht
clubs,
leases.

By Mr. Donato of Medford, for the committee on Steering, Policy and Scheduling, that the Senate Bill authorizing the Department of Conservation and Recreation to provide leases to yacht clubs on its property (Senate, No. 2695) be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mrs. Paulsen of Belmont, the bill was read a second time forthwith; and it was ordered to a third reading.

New Bedford,
fluoride
water.

By Mr. Petrucci of Boston, for the committee on Election Laws, on a petition, a Bill authorizing the city of New Bedford to seek the vote of registered voters of the city to determine if the public water supply should be fluoridated (House, No. 5134). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Donato of Medford, for said committee, reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Mr. Koczera of New Bedford the bill was read a second time forthwith; and it was ordered to a third reading.

Emergency Measures.

Welfare
reform.

The engrossed Bill relative to welfare reform (see House, No. 5212, amended), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 10 to 0. Sent to the Senate for concurrence.

Child care
providers.

The engrossed Bill authorizing child care providers to negotiate jointly with the Department of Early Education and Care and the Executive Office of Health and Human Services (see House, No. 5257), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 7 to 0. Sent to the Senate for concurrence.

Engrossed Bills.

Bills
re-enacted.

Engrossed Bills

Relative to aiding public housing authorities (see House, No. 5243);

Relative to funding community health centers (see House, No. 5244);

Relative to calculating employee retirement benefits (see House, No. 5245); and

Relative to allowing the town of Winchester to draw water from Spot Pond (see House, No. 5246);

(Which severally originated in the House);

Severally having been certified by the Clerk to be rightly and truly prepared for final passage, were passed to be re-enacted without amendment; and they were signed by the acting Speaker and sent to the Senate.

Engrossed bills

Authorizing the appointment of special police officers in the city of Somerville (see Senate, No. 2520);

Authorizing the town of Oxford to provide certain water supply improvements (see Senate, No. 2548, amended);

(Which severally originated in the Senate);

Relative to certain elder abuse assessment reports (see House, No. 1490, amended);

Establishing the Massachusetts military enhanced relief individual tax (MERIT) plan (see House, No. 4660, amended); and

Relative to insurance and lawful travel by applicants for life and disability insurance and insured individuals (see House, No. 5238);

(Which severally originated in the House);

Severally having been certified by the Clerk to be rightly and truly prepared for final passage, were passed to be enacted; and they were signed by the acting Speaker and sent to the Senate.

Bills
enacted.

Orders of the Day.

Senate bills

Relative to county roads (Senate, No. 2085); and

Relative to the membership of the retirement board of the Massachusetts Water Resources Authority (Senate, No. 2507) (its title having been changed by the committee on Bills in the Third Reading);

Severally reported by said committee to be correctly drawn, were read a third time; and they were passed to be engrossed, in concurrence.

Third
reading
bills.

House bills

Relative to the establishment of reserve funds for compensated absences in cities and towns (House, No. 3584); and

Relative to certain real property in the city of Northampton (House, No. 5127);

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

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The House Bill to create an exemption for low-income seniors from Proposition 2½ overrides (House, No. 2341) was read a second time; and it was ordered to a third reading.

Second
reading
bill.

Order.

Next
sitting.

On motion of Mr. DiMasi of Boston,—

Ordered, That when the House adjourns today, it adjourn to meet tomorrow at eleven o'clock A.M.

At twenty minutes before twelve o'clock noon, on motion of Mr. Jones of North Reading (Mr. Donato of Medford being in the Chair), the House adjourned, to meet tomorrow at eleven o'clock A.M., in an Informal Session.